

03945 U.S. PRO  
10/664509



09/16/03

**Patent Application Transmittal**  
(only for new nonprovisional applications under 37 C.F.R. 1.53(b))

FIRM: ANDERSON KILL & OLICK, P.C. ADDRESS: 1251 Avenue of the Americas New York, New York 10020 TEL: (212) 278-1000 FAX: (212) 278-1733		EXPRESS MAIL  Mailing label number EV331920673US Date of Deposit: September 15, 2003 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
		Maggie McGarry (Typed or printed name of person mailing paper or fee)  (Signature of person mailing paper or fee)
		[37 CFR § 1.8 Certificate of Mailing CANNOT be used.]

Date: September 16, 2003  
Attorney Docket No.: MM4320CON.

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attn: MAIL STOP PATENT APPLICATIONS (CON.)

Sir:

With reference to the filing in the United States Patent and Trademark Office of an application for patent in the name(s) of:

Tetsuya KONDO and Akira NISHIZAWA

entitled: **MULTILAYERED OPTICAL INFORMATION-RECORDING MEDIA AND PROCESS  
FOR MANUFACTURE THEREOF**

New Application

Continuing Application

Continuation  Divisional  Continuation-in-Part (CIP)  
of Patent Application Serial No. 09/668,719 filed September 22, 2000.

[Note: If priority under 35 U.S.C. 120 involves a series of respectively co-pending applications, then in this amendment identify each and its relationship to its immediate predecessor.]

The prior application is assigned of record to

**JVC Victor Company of Japan, Ltd.**

This is an application of a small entity under 37 CFR 1.9(f) and the amounts shown in parentheses below have been employed in calculating the fee:

The following are enclosed:

- Specification (21 pages ) Including Abstract  
 Sheet (s) of Drawings (Figs. 1-7B)  
 5 Claims (including 1 Independent claim) SEE PRELIMINARY AMENDMENT  
This application contains a multiple dependent claim  
 Information Disclosure Statement, PTO-1449 and 10 references;

This filing fee has been calculated on the basis of the claims as amended by any enclosed preliminary amendment as follows:

Basic Fee \$750.00 (\$375.00).....	\$750.00
Number of Claims in excess of 20 at \$18.00 (\$ 9.00) each:.....	00.00
Number of Independent Claims in excess of 3 at \$84.00 (\$42.00) each: X \$42 =	00.00
Multiple Dependent Claim Fee at \$280.00 (\$140.00).....	00.00
Assignment Recording Fee \$40.00.....	00.00
Total Filing Fee....	\$750.00

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication and credit any overpayment to **Deposit Account No. 01-1944** . A duplicate copy of this sheet is enclosed

- (X) Any filing fees required under 37 CFR 1.16  
(X) Any additional filing fees required under 37 CFR 1.16  
(X) Any patent application processing fees under 37 CFR 1.17.

Oath or Declaration and Power of Attorney

- New   x   signed    unsigned  
 Copy from a prior application (37 C.F.R. 1.63(d))

   Information Sheet

Deletion of Inventors

- Signed Statement attached deleting inventor(s) named in the prior application (37 C.F.R. 1.63(d)(2) and 1.33(b))  
   Power of attorney and/or correspondence address was changed during prosecution of the prior application. The new power of attorney is to . The new correspondence address is indicated above.

Incorporation by Reference (for continuation or divisional application)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

**Incorporation by Reference (for continuation or divisional application)**

All cited prior art references, either cited by the Examiner or submitted by applicant as Information Disclosure Statement(s), of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

**A Preliminary Amendment is enclosed.**

(Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

Cancel in this application original claims 1-10 of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

New formal drawings are enclosed.

Certified copy of basic \_\_\_\_\_ application.

Certified copy of each foreign priority application on which the claim for priority under 35 U.S.C. 119 is based was filed in prior U.S. application serial no 09/668,719 filed September 22, 2000. A list of said foreign priority application(s) is (are) provided below. Acknowledgement thereof is requested.

Application No.

Filed

In

9125011995

March 24, 1995

Japan

Respectfully submitted,

Attorneys for Applicant(s)

By:

Eugene Lieberstein  
Reg. No. 24,645

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s):

Tetsuya KONDO, et al

**Docket N.**

MM4320 CON.

<b>Serial N.</b>	<b>Filing Date</b>	<b>Examiner</b>	<b>Group Art Unit</b>
to be assigned	Concurrently Herewith	to be assigned	to be assigned

**Invention:****MULTILAYERED OPTICAL INFORMATION-RECORDING MEDIA AND PROCESS FOR MANUFACTURE THEREOF**

I hereby certify that this CONTINUATION Patent Application w/attachments  
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under  
37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, Mail Stop: Patent Applications,  
P.O. Box 1450, Alexandria, VA 22313-1450 on September 16, 2003.  
(Date)

Maggie McGarry(Typed or Printed Name of Person Mailing Correspondence)(Signature of Person Mailing Correspondence)EV331920673US("Express Mail" Mailing Label Number)**Note: Each paper must have its own certificate of mailing**